

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

| | | |
|-----------------------------|---|------------------------------|
| UNITED STATES OF AMERICA, | } | |
| <i>Plaintiff-Respondent</i> | } | |
| | } | |
| v. | } | CRIMINAL ACTION NO. H-86-309 |
| | } | CIVIL ACTION NO. H-05-623 |
| KYLE BRIAN ZWACK, | } | |
| <i>Defendant-Petitioner</i> | } | |

ORDER DISMISSING ACTION

After careful and independent consideration of the record in this case, the Court

ORDERS that Petitioner Kyle Brian Zwack's Motions to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255 are **DENIED** and his action is **DISMISSED WITH PREJUDICE**.

SIGNED at Houston, Texas, this 27th day of July, 2006.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE